

**2001 DRAFTING REQUEST****Senate Amendment (SA-SB55)**Received: **05/31/2001**Received By: **fasttn**Wanted: **Soon**

Identical to LRB:

For: **Legislative Fiscal Bureau (608) 266-9919**By/Representing: **Dyck**This file may be shown to any legislator: **NO**Drafter: **fasttn**

May Contact:

Addl. Drafters:

Subject: **Transportation - traffic laws**Extra Copies: **ARG, PJH - 1**Submit via email: **NO**

Requester's email:

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**Pre Topic:**

LFB:.....Dyck -

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**Topic:**

Speed limit on STH 58 (Motion #1030, #37)

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**Instructions:**

See Attached

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**Drafting History:**

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
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/1			rschluet 06/05/2001	_____	lrb_docadmin 06/05/2001		
/2	fasttn 06/06/2001	jdye 06/06/2001	rschluet 06/06/2001	_____	lrb_docadmin 06/06/2001		

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Page 2

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
/3	fasttn 06/06/2001	jdye 06/06/2001	kfollet 06/07/2001	_____	lrb_docadmin 06/07/2001		

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Page 1

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Speed limit on STH 58 (Motion #1030, #37)

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1/3 % JLD

KJL  
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Page 1

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**Topic:**

Speed limit on STH 58 (Motion #1030, #37)

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**Instructions:**

See Attached

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Page 1

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Subject: **Transportation - traffic laws**Extra Copies: **ARG, PJH - 1**Submit via email: **NO**

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**Topic:**

Speed limit on STH 58 (Motion #1030, #37)

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**Instructions:**

See Attached

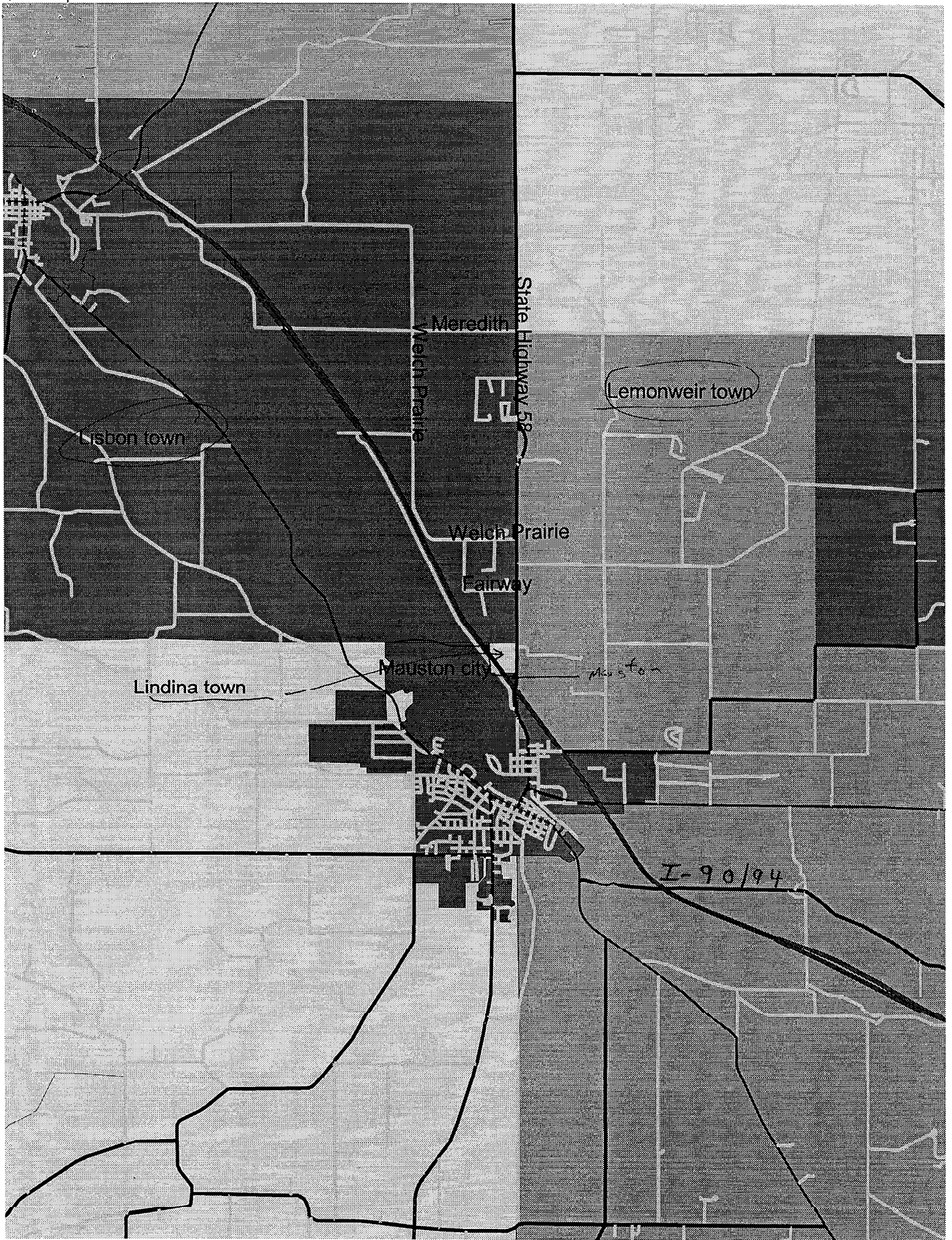
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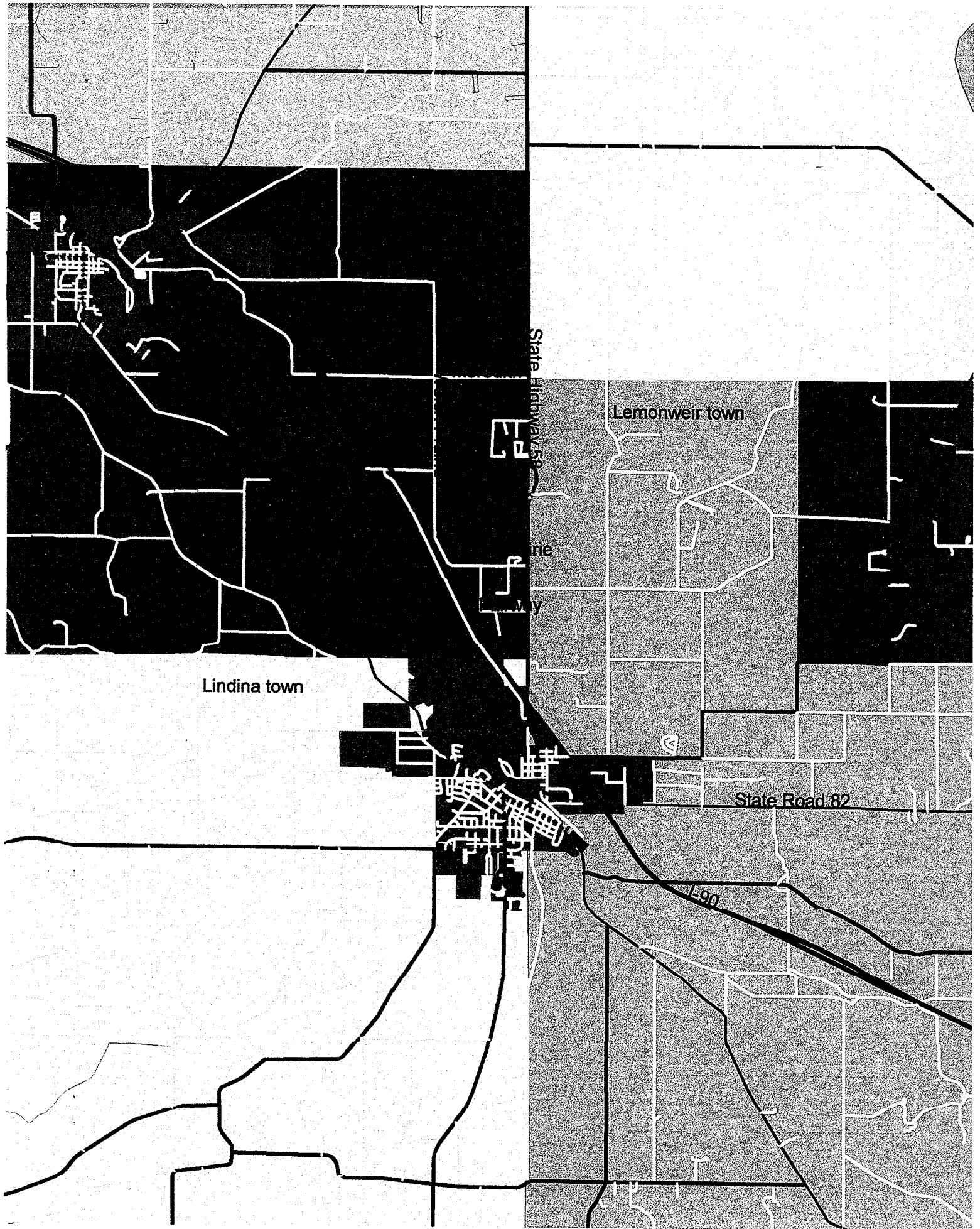
**Drafting History:**

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
1?	fasttn	1 6/4 jld	6-4-1	6-5-1			

FE Sent For:

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ships as commercial transportation for the purposes of determining the eligibility of harbor facilities for assistance under the program.

30. **Aviation Career Education Program** -- Provide \$25,000 SEG in 2001-02 and \$25,000 SEG in 2002-03 for the aviation career education program and require DOT to offer the program to participants in Green Bay if there are interested and eligible participants in Green Bay.

31. **Payment of Damages to a Local Gravel Road Caused by Unofficial Detours** -- Require DOT to pay, in part or in whole, a claim submitted by a local unit of government for damages to a gravel road that is not part of an officially designated detour route if the Department determines, after reasonable consideration, that some or all of the damages that are the subject of the claim were caused by traffic detoured off of a state trunk highway as the result of an improvement project on that highway. Specify that DOT shall consider the following factors in making this determination: (a) the proximity and convenience of the local road to the detour route or the state trunk highway; (b) the condition of the road at the time that the claim is made and the condition of the road prior to the commencement of the state trunk highway improvement project, if known; (c) the prevalence of heavy truck traffic in the vicinity of the local road or the state trunk highway improvement project; and (d) any other factors or evidence that the local unit of government submits with the claim.

32. **Reconstruction of USH 12 in the Village of Cambridge** -- Prohibit DOT from widening USH 12 between the intersection of USH 12 and USH 18 and the Koshkonong Creek bridge in the Village of Cambridge when the Department reconstructs or otherwise repairs that highway prior to January 1, 2012.

33. **Highway Signs Identifying Wayland Academy** -- Require DOT to install highway signs on USH 151 in the vicinity of STH 33 directing motorists to Wayland Academy.

34. **"Gateway to the North" Bridge in the Village of Tigerton** -- Require DOT to designate and mark the bridge on USH 45 across the South Branch of the Embarrass River in the Village of Tigerton in Shawano County as the "Gateway to the North."

35. **USH 12 Improvements** -- Require DOT to construct USH 12 between Fern Dell Road and Old Highway 33 in Sauk County to five lanes and prohibit DOT from requiring a local match to be paid for this improvement from any County, City, Village or Town government.

36. **Agricultural Tourism Signs** -- Require DOT to develop and implement a plan to promote and maximize the erection of agricultural tourism signs on state highways and county roads to identify and provide directional information to agricultural tourism facilities. Require DOT to consult with the Department of Agriculture, Trade and Consumer Protection in developing the plan.

[ 37. **Speed Limit on STH 58 in Juneau County** -- Require DOT to reduce the posted speed limit on STH 58 in Juneau County from 55 miles per hour to 35 miles per hour between the ]

north corporate limits of Mauston and Fairway Lane and from 55 miles per hour to 45 miles per hour between Fairway Lane and Welsh Prairie Road.

38. **Sidewalk Reconstruction in Wisconsin Rapids** -- Provide \$2,000 SEG in 2001-02 for reconstruction of a sidewalk in Wisconsin Rapids on the south side of Plover Road between the railroad tracks and 36th Street to fund the cost of constructing the sidewalk for wider and thicker than the standard for this area. Specify that the sidewalk to be constructed would be 7 feet wide and 6 inches thick.

39. **Halfway Creek Bike Trail in the Village of Holmen** -- Require DOT to approve a grant under the transportation enhancements program during the 2001-03 biennium to the Village of Holmen for a project known as the Halfway Creek Bike Trail if a local sponsor provides funds toward the cost of the project equal to at least 20% of the cost of the project.

40. **Vehicle Sanction and Occupational License Provisions for Repeat OWI Offenses** -- Increase to one year the period of time that a person must wait, after a period of license revocation begins, before becoming eligible to receive an occupational license, for persons whose operating privilege is revoked for a second or subsequent operating while intoxicated (OWI) offense. The period increases for specific offenses would be as follows: (a) from 60 days to one year for persons convicted of an offense of operating a motor vehicle while intoxicated and who have one prior OWI offense; (b) from 90 days to one year for persons convicted of an offense of operating a motor vehicle while intoxicated and who have two or more prior OWI offenses; (c) from 90 days to one year for persons whose operating privilege is revoked for an improper refusal to provide a sample of blood, breath or urine for chemical testing upon request of a law enforcement officer and who have one prior OWI offense; (d) from 120 days to one year for persons whose operating privilege is revoked for an improper refusal and who have two or more prior OWI offenses; (e) from 60 days to one year for persons who are convicted of causing injury by the intoxicated use of a vehicle and who have one or more prior OWI offenses; and (f) from 120 days to one year for persons who are convicted of causing great bodily harm or death by the intoxicated use of a vehicle and who have one or more prior OWI offenses. Specify that these provisions would first apply to offenses committed on September 30, 2001, but that this would not preclude the counting of other convictions, suspensions or revocations as prior convictions, suspensions or revocations for the purposes of administrative action by DOT, sentencing by a court or revocation or suspension of motor vehicle operating privileges.

Require courts, instead of, under current law provisions that take effect on January 1, 2002, permitting them, to order either one of the following vehicle sanctions for persons convicted of a second or subsequent OWI offense, including the offense of improperly refusing to provide a sample of blood, breath or urine for chemical testing: (a) an operating privilege restriction that permits the person to drive only "Class D" vehicles equipped with an ignition interlock device; or (b) the immobilization of each motor vehicle owned by the person. Provide an exception to this requirement if the court orders the seizure of the motor vehicle used in committing the offense, as is allowed under current law for a third or subsequent OWI offense. Prohibit courts from ordering both an ignition interlock device operating privilege restriction and

2001

Date (time)  
needed

SOON  
(turned in 6/4)

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**LFB BUDGET AMENDMENT  
[ONLY FOR LFB]**

TNF: jld: \_\_\_\_\_

See form AMENDMENTS — COMPONENTS & ITEMS.

**LFB AMENDMENT  
TO 2001 ASSEMBLY BILL 144 AND 2001 SENATE BILL 55**

>>FOR JT. FIN. SUB. — NOT FOR INTRODUCTION<<

At the locations indicated, amend the bill as follows:

#. Page 1555, line 15: after that line insert:

#. Page . . . . ., line . . . . .

#. Page . . . . ., line . . . . .

#. Page . . . . ., line . . . . .

#. Page . . . . ., line . . . . .

#. Page . . . . ., line . . . . .

"SECTION 3442g<sup>✓</sup> CR; 346.57(4)(L)

346.57(4)(L)<sup>③</sup> Thirty-five<sup>✓</sup> miles per hour on  
STH 58 from its intersection with ±90/94<sup>✓</sup> in  
the city of Mauston to Fairway Lane in the town  
of Lisbon, in Juneau County.

SECTION 3442h<sup>✓</sup> CR; 346.57(4)(m)

346.57(4)(m)<sup>③</sup> Forty<sup>✓</sup> miles per hour on STH 58  
from Fairway Lane to Welch Prairie Road in the  
town of Lisbon.

↓

3442j.  
Section # 346.57 (6) (a) of the statutes is amended to read:

346.57 (6) (a) On state trunk highways and connecting highways and on county trunk highways or highways marked and signed as county trunks, the speed limits specified in sub. (4) (e) and (f) are not effective unless official signs giving notice thereof have been erected by the authority in charge of maintenance of the highway in question. The speed limit specified in sub. (4) (g) and (k) is not effective on any highway unless official signs giving notice thereof have been erected by the authority in charge of maintenance of the highway in question. The signs shall be erected at such points as the authority in charge of maintenance deems necessary to give adequate warning to users of the highway in question, but an alleged failure to post a highway as required by this paragraph is not a defense to a prosecution for violation of the speed limits specified in sub. (4) (e), (f), (g) or (k), or in an ordinance enacted in conformity therewith, if official signs giving notice of the speed limit have been erected at those points on the highway in question where a person traversing such highway would enter it from an area where a different speed limit is in effect.

History: 1973 c. 157; 1975 c. 192, 210; 1977 c. 29 s. 1654 (3), (8) (a); 1977 c. 30, 67, 116, 203, 272; 1987 a. 17, 136; 1993 a. 246; 1995 a. 318; 1997 a. 35.

(L), or (m),

3442 k.✓  
Section # 346.60 (2) (a) of the statutes is amended to read:

2 346.60 (2) (a) Except as provided in sub. (3m) or (5), any person violating s. 346.57 (4) (d) to (g) or ~~(h)~~ or (5) or 346.58 may be required to forfeit not less than \$30 nor more than \$300.

History: 1971 c. 278; 1973 c. 182, 218; 1973 c. 333 ss. 174p, 202 (12); 1973 c. 336; 1977 c. 30 ss. 6, 7; 1983 a. 27; 1987 a. 17; 1993 a. 198; 1995 a. 44; 1997 a. 277, 325.

, (L), or (m)✓

↓

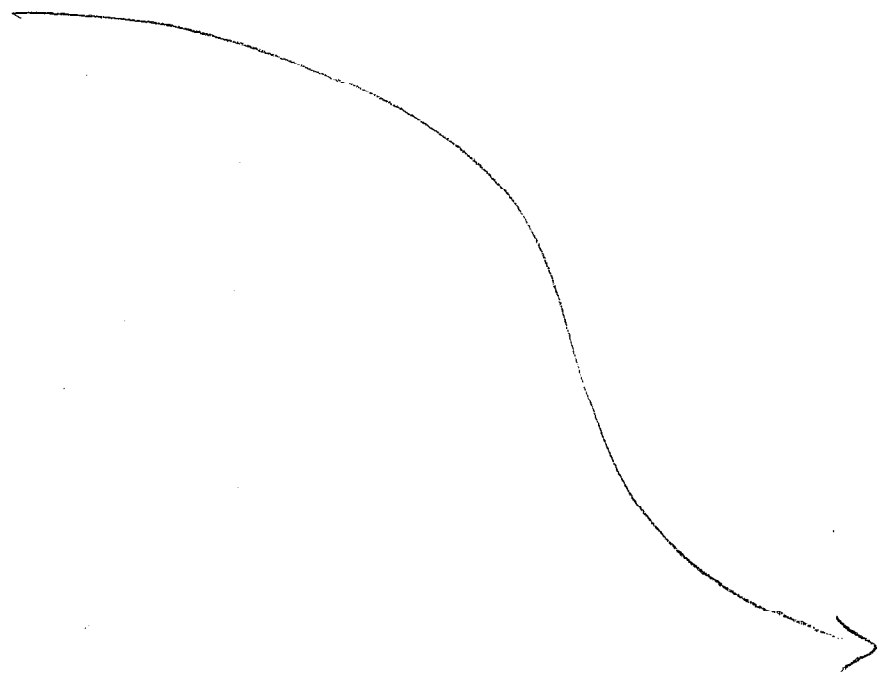
3442m.  
Section # 346.60 (3m) (a) of the statutes is amended to read:

✓  
, (L), or (m)

346.60 (3m) (a) If an operator of a vehicle violates s. 346.57 (2), (3), (4) (d) to (h) or (5) where persons engaged in work in a highway maintenance or construction area or in a utility work area are at risk from traffic, any applicable minimum and maximum forfeiture specified in sub. (2) or (3) for the violation shall be doubled. ''

History: 1971 c. 278; 1973 c. 182, 218; 1973 c. 333 ss. 174p, 202 (12); 1973 c. 336; 1977 c. 30 ss. 6, 7; 1983 a. 27; 1987 a. 17; 1993 a. 198; 1995 a. 44; 1997 a. 277, 325.

#. Page 1559, line 11: after that line insert:



3456m.  
Section # 349.06 (3) of the statutes is amended to read:

349.06 (3) If an operator of a vehicle violates a local ordinance in strict conformity with s. 346.04 (1) or (2), 346.18 (6), 346.27, 346.37, 346.39, 346.46 (1), 346.57 (2), (3), (4) (d) to (h) or (5) or 346.62 (2) where persons engaged in work in a highway maintenance or construction area or in a utility work area are at risk from traffic, any applicable minimum and maximum forfeiture for the violation shall be doubled.

History: 1971 c. 277, 278, 307; 1973 c. 336; 1975 c. 248; 1981 c. 20; 1987 a. 3, 27; 1993 a. 198, 256; 1995 a. 44; 1997 a. 190, 277.

3 (L), or (m) ✓





3456p. ✓  
Section # 349.11 (2) (d) of the statutes is created to read:

(d) (d) (L) or (m)  
349.11 (2) (d) Modify the limits stated in s. 346.57 (4) ~~to 346.58~~ "

History: 1971 c. 38; 1973 c. 157; 1975 c. 25; 1977 c. 29 s. 1634 (8) (a); 1977 c. 30 s. 5; 1977 c. 67, 203, 418; 1979 c. 213; 1983 a. 54; 1985 a. 182 s. 57; 1987 a. 17, 219; 1989 a. 31; 1993 a. 376; 1995 a. 318; 1999 a. 85.

(END) ✓

WANTED soon  
turned in 6/6

2001 - 2002 LEGISLATURE

2 (Redraft  
LRBb051811 maker has  
TNF:jld:rs been run)

LFB:.....Dyck - Speed limit on STH 58 (Motion #1030, #37)

FOR 2001-03 BUDGET — NOT READY FOR INTRODUCTION

LFB AMENDMENT

TO 2001 SENATE BILL 55 AND 2001 ASSEMBLY BILL 144

1 At the locations indicated, amend the bill as follows:

2 1. Page 1555, line 15: after that line insert:

3 "SECTION 3442g. 346.57 (4) (L) of the statutes is created to read:

4 346.57 (4) (L) Thirty-five miles per hour on STH 58 from ~~its intersection with~~ ✓

5 I 90/94 in the city of Mauston to Fairway Lane in the town of Lisbon, in Juneau

6 County. Forty-five ✓

7 SECTION 3442h. 346.57 (4) (m) of the statutes is created to read:

8 346.57 (4) (m) ~~Forty~~ miles per hour on STH 58 from Fairway Lane to Welch

9 Prairie Road in the town of Lisbon.

10 SECTION 3442j. 346.57 (6) (a) of the statutes is amended to read:

11 346.57 (6) (a) On state trunk highways and connecting highways and on county

12 trunk highways or highways marked and signed as county trunks, the speed limits

1 specified in sub. (4) (e) and, (f), (L), and (m) are not effective unless official signs  
2 giving notice thereof have been erected by the authority in charge of maintenance of  
3 the highway in question. The speed limit specified in sub. (4) (g) and (k) is not  
4 effective on any highway unless official signs giving notice thereof have been erected  
5 by the authority in charge of maintenance of the highway in question. The signs shall  
6 be erected at such points as the authority in charge of maintenance deems necessary  
7 to give adequate warning to users of the highway in question, but an alleged failure  
8 to post a highway as required by this paragraph is not a defense to a prosecution for  
9 violation of the speed limits specified in sub. (4) (e), (f), (g) ~~or~~, (k), (L), or (m), or in an  
10 ordinance enacted in conformity therewith, if official signs giving notice of the speed  
11 limit have been erected at those points on the highway in question where a person  
12 traversing such highway would enter it from an area where a different speed limit  
13 is in effect.

14 **SECTION 3442k.** 346.60 (2) (a) of the statutes is amended to read:

15 346.60 (2) (a) Except as provided in sub. (3m) or (5), any person violating s.  
16 346.57 (4) (d) to (g) ~~or~~, (h), (L), or (m) or (5) or 346.58 may be required to forfeit not  
17 less than \$30 nor more than \$300.

18 **SECTION 3442m.** 346.60 (3m) (a) of the statutes is amended to read:

19 346.60 (3m) (a) If an operator of a vehicle violates s. 346.57 (2), (3), (4) (d) to  
20 (h), (L), or (m) or (5) where persons engaged in work in a highway maintenance or  
21 construction area or in a utility work area are at risk from traffic, any applicable  
22 minimum and maximum forfeiture specified in sub. (2) or (3) for the violation shall  
23 be doubled.”.

24 **2.** Page 1559, line 11: after that line insert:





State of Wisconsin  
2001 - 2002 LEGISLATURE

WANTED SOON  
turned in 6/6

3 (ledraft  
LRBb0518/2 maker  
TNFjld:rs has been  
run)

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1 At the locations indicated, amend the bill as follows:

2 1. Page 1555, line 15: after that line insert:

3 "SECTION 3442g. 346.57 (4) (L) of the statutes is created to read:

4 346.57 (4) (L) Thirty-five miles per hour on STH 58 from I 90/94 in the city of  
5 Mauston to Fairway Lane in the town of Lisbon, in Juneau County.

6 SECTION 3442h. 346.57 (4) (m) of the statutes is created to read:

7 346.57 (4) (m) Forty-five miles per hour on STH 58 from Fairway Lane to

8 Welch Prairie Road in the town of Lisbon, in Juneau County

9 SECTION 3442j. 346.57 (6) (a) of the statutes is amended to read:

10 346.57 (6) (a) On state trunk highways and connecting highways and on county  
11 trunk highways or highways marked and signed as county trunks, the speed limits  
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7 to post a highway as required by this paragraph is not a defense to a prosecution for  
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9 ordinance enacted in conformity therewith, if official signs giving notice of the speed  
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11 traversing such highway would enter it from an area where a different speed limit  
12 is in effect.

13 **SECTION 3442k.** 346.60 (2) (a) of the statutes is amended to read:

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17 **SECTION 3442m.** 346.60 (3m) (a) of the statutes is amended to read:

18 346.60 (3m) (a) If an operator of a vehicle violates s. 346.57 (2), (3), (4) (d) to  
19 (h), (L), or (m) or (5) where persons engaged in work in a highway maintenance or  
20 construction area or in a utility work area are at risk from traffic, any applicable  
21 minimum and maximum forfeiture specified in sub. (2) or (3) for the violation shall  
22 be doubled.”.

23 **2.** Page 1559, line 11: after that line insert:

24 **“SECTION 3456m.** 349.06 (3) of the statutes is amended to read:

1           349.06 (3) If an operator of a vehicle violates a local ordinance in strict  
2 conformity with s. 346.04 (1) or (2), 346.18 (6), 346.27, 346.37, 346.39, 346.46 (1),  
3 346.57 (2), (3), (4) (d) to (h), (L), or (m) or (5) or 346.62 (2) where persons engaged in  
4 work in a highway maintenance or construction area or in a utility work area are at  
5 risk from traffic, any applicable minimum and maximum forfeiture for the violation  
6 shall be doubled.

**7 SECTION 3456p.** 349.11 (2) (d) of the statutes is created to read:

8            349.11 (2) (d) Modify the limits stated in s. 346.57 (4) (L) or (m).".

9 (END)

LFB:.....Dyck – Speed limit on STH 58 (Motion #1030, #37)

FOR 2001–03 BUDGET — NOT READY FOR INTRODUCTION

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6 **SECTION 3442h.** 346.57 (4) (m) of the statutes is created to read:

7 346.57 (4) (m) Forty–five miles per hour on STH 58 from Fairway Lane to  
8 Welch Prairie Road in the town of Lisbon, in Juneau County.

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10 346.57 (6) (a) On state trunk highways and connecting highways and on county  
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9 ordinance enacted in conformity therewith, if official signs giving notice of the speed  
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11 traversing such highway would enter it from an area where a different speed limit  
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17 **SECTION 3442m.** 346.60 (3m) (a) of the statutes is amended to read:

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20 construction area or in a utility work area are at risk from traffic, any applicable  
21 minimum and maximum forfeiture specified in sub. (2) or (3) for the violation shall  
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23 **2.** Page 1559, line 11: after that line insert:

24 **“SECTION 3456m.** 349.06 (3) of the statutes is amended to read:

349.06 (3) If an operator of a vehicle violates a local ordinance in strict conformity with s. 346.04 (1) or (2), 346.18 (6), 346.27, 346.37, 346.39, 346.46 (1), 346.57 (2), (3), (4) (d) to (h), (L), or (m) or (5) or 346.62 (2) where persons engaged in work in a highway maintenance or construction area or in a utility work area are at risk from traffic, any applicable minimum and maximum forfeiture for the violation shall be doubled.

**SECTION 3456p.** 349.11 (2) (d) of the statutes is created to read:

**349.11 (2) (d) Modify the limits stated in s. 346.57 (4) (L) or (m).”.**

**(END)**